G.R.S. IX—5]

Previous references

1922-23
Marwari

File No. 17-22

Serial Nos 1—11

Later references.
Proc 113 23-(1 & 2)
" 108-23-(9-10)
" 87-37-1-2

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 1 — 11

Part B for July 1923

SUBJECT

Protest against the use of Ubhaya Chennaya by the Swamis of Sringeri Mutt.

No 2952/ Misc 17-22-98
Rejected the appeal protesting against the use of the insignia by the Swamiar concerned

Printed on the Multigraph.

1922.

GENERAL AND REVENUE SECRETARIAT.

(Inzrai)

NOTES.

File No.

FILE HEADING.

Complaint against the use of chamaras by Sirigere old Mutt in the Chitaldrug Taluk

From

Mahadeviah of Gaddada Devara Matt.

~~No.~~ Petition Dated Received 21.6.22

Diary No.	Enclos /	Spare Copies. –	Serial No. /
576			

BRIEF ABSTRACT OF LETTER.

Appeal against the Dy. Comr's. order authorizing the Said Mutt to use 2 chamaras with the observation that the word Chamara Singular referred to in G.O. no. 101-10 Dy 29-10-08 should be construed as standing for Plural,

NOTES AND ORDERS.

and pray for a stay order pending disposal of the appeal.

Petition properly stamped. A copy of the order appealed against has been produced. The Dy. Comr's order is dated

Serial No.

10th May 1922, while the appeal was received on 21.6.22. It is submitted for orders. The complaint is that 2 chamaras allowed by the Dy. Com.r, constitutes the insignia "ubha chamara" which is a special hono[illegible]

[illegible] records may be called for.

The prayer for stay order is for orders.

1 & 3 members

210-210
7.7.22

4. A. approved

5. B. As the D.C.'s order has modified the previous existing conditions, a stay order may issue directing it be kept in abeyance till final orders are passed on the appeal petition.

Sd/-
8.7.22

6. [illegible]

Sd/-
11.7.22

Rev 10.7.22
MD

NOTE—Contn. sheet.

General and Revenue Secretariat. | Judl. File No. 1171 of 19

Serial No.	
1	[illegible]
2	No. 58. 17.10.7 22 To Collector &c Forwards the petition & records and requests that the order appealed against may be kept in abeyance.
3	From, Mahadevaiah, Agent of Lingayat Matha. Petition dt. 11.22. Prays that on a perusal of the records in this matter and after hearing them Pleader [illegible]
	[illegible] they represent that [illegible]
	9. The Lingayat Community to split up into factions, and litigation is going on in civil courts in which under Lang-established manual and civil court rules, they have been using chamara, chatri and other. Besides for a number of years and [illegible]

NOTE—Contn. sheet.

1134

General and Revenue Secretariat. | File No. | of 19

Serial No.

While confirming their right to use them, fixes the Serial numbers & insignia, but does not specify the numbers of each Bearer. The present dispute which originated in 1917, formed the subject of local enquiry, and on a perusal of records etc, the Dy. Comr Mr. C. S. Balasundaram Iyer directed them to use 2 chamars On an appeal to Govt from their opponents, the Dy Comr has prohibited them under Govt order, from using 2 chamars pending orders on the appeal petition. Memd that it is usual to display 2 chamars both to God and Guru of Math, that the present order prohibition has created dissatisfaction in the [illegible] The Sadhus [illegible] large numbers of disciples and prays that this order may be cancelled, and on a perusal of the records etc after hearing them

ntn. sheet.

General and Revenue Secretariat. | File No. | of 19

Serial No.

Comrs. order appealed from, may be confirmed.

10. A Off. forwarding this petition en contre, for expediting the subs of the report with record, is submr. for appl. or orders

9-11-22.

11.

4 No 1708 of

and Com. Comm.

For the petn. No 1384 Com. praying that use of two Chamars by Mal. Imam and requests that the subs of the report with record may be expedited —

petn. of No. 1398 of 25/11/22 to the

No of

Com. Comm.

For. Another petn. filed on the same subject. And requests to expedite the subs of the report already called for in Sl. 4.

NOTE—Contn. sheet.

General and Revenue Secretariat.

Mug File No. 14 of 1922

Serial No.

7 From, the Mug Comr.
Letter no C 655 Dy 20 4. 23.
Submits a copy of the Dy Comrs letter reporting on the circumstances of the case.
12. The Mug. Comr has not given his opinion in the matter
Dft. Enclr

AD 23/4/23 13. Either the Mug. Comr should be requested to share the views of the Dy comr, or he has no opinion to offer. To draft the Govt. on subject of the Mug Comr's second proceedings.

14. M.G.O. No 101-10/mug 66-08-2 dated the 29th Oct. 1908, the Sirigere Ad mall was allowed to use the following insignia:—
(1) Walaka (2) Menda
(3) Kempu chatra (4) Kahale
(5) Chamara (6) Affagere.
(7) Kaggalkatige (8) Yelumarada Nagara.

15. The present complaint from Mahadevaiah of Gaddehe Swamy mall is that Mr. S. Chamara ~~sirkage~~ should be considered as a single one i.e that the succession of the Sirigere Ad mall to

NOTE—Contn. sheet.

Serial No.

might have only one Chamara while he parades 2 Chamaras in his procession.

16. The matter having come up before the Dy Com^r and D^y Mun. Officer in 1924 the then Dy. Com^r passed order on 7-4-24 that "As it had been found "that the Swami had been using more "than one of the Windows granted by "Govt. the Swami of the matt should "while again travelling in these parts "should apply for a fresh Sahadai "evidencing evidence in favour of his "pending them; whereon no Sahadai "would be granted to him".

17. The agent of the Admatt went up to the Recent Dy Com^r Mr. Syed Baj Peran in the matter who ~~reversed the~~ in his order dt. 4/9/24 on 11-5-22 reversed the above order and permitted the Swami of the matt to parade 2 Chamaras as he had been doing hitherto.

18 Against the latter order, Mahadevaiah of the Gaddada matt of Holalkere has appealed to the Hon'ble and requested that

NOTE—Contn. sheet.

General and Revenue Secretariat.

File No. 17 of 1922

Serial No.

the original order of Mr. C. Venkata Rau may be restored.

19. Papers connected with the Case were called for, and these have now been read through the Murasi Com[r].

20 The Sub Collector of Devengere held a thorough enquiry and the statements of the several persons examined by him are put up. Through Chavadi (Singalam) is used in the Fo. regd. taboree, the term is, the Dy Com[r] says, to be construed as standing for Mundu, and it has been customary for the Swamis to make two Chavadis.

21. It is a matter of common experience that when Sowcar Chetties or Chavadi is mentd., the no. of these is not mentioned; but it is indicated the nature of the bundu that is permitted to be used. ~~Having only one Chavadi~~. Bundus are used invariably in Conjee. 2 Sowcar Chetties 2 Chavadis 2 Hajaldiri Tegaye &c

NOTE—Contn. sheet.

General and Revenue Secretariat.

Mys File No. 17 of 1922

Serial No.

22. Does the order passed by Mr. Syed Taj Peeran & now appealed against seems to be reasonable and may perhaps be confirmed. & the appeal dismissed.

RG
28/4/23

23. Is there any restriction which has been enforced the right of using more a single Hemdan Chamara?

H. C. 30/4/23

24. There is no restriction to which only one chamara is allowed. We don't restrict the No. of chamaras to be used. but simply mention the bivida 'chamara' without reference to the No. to be used. Any number of Chamaras can be carried in procession. Further 'Chamara' is a very ordinary insignia & no spl. importance should be attached to it.

[When the late Immigration of Sosale Nyasa-ragaswami Matt came here, a pair of (Gold & Silver handles) Chamaras were presented by the Mr. Beemi Govindappa to the Immigration and these were carried in procession in addn to the Chamaras already paraded].

RG
30/4/23

NOTE—Contn. sheet.

General and Revenue Secretariat.

May File No. 17 of 1922

Serial No.

25. The appeal is liable to be dismissed
First Member 11/5/23

9058-110
8.5.23

Yes. It is strange that the D.C. [illegible] in such cases
Revl
4.5.23 14/5/23

5/5

AV 11/5

Dft. by O. Submr.
19/5/23

Issue
Secy 21/5/23

8 No 288 dt 3/5/23 by the Pers. Comm.
Rejects the appeal

9 Petition from Mahadevi alias Gowrada Devaru mata praying that his appeal in the matter of the use of 2 chamara by Sirigere old mata, may be disposed of after hearing him etc
Orders have since been issued rejecting the appeal, and a Dft. ord by Submr. for appellant
AV 30/5/23 30/5/23

Issue
Secy 31/5/23

NOTE—Contn. sheet.

III-2]

General and Revenue Secretariat.

File No. 14 of 19 22

Serial No

10 From, Maharaniala of Sundad Devaru Math.

Petition dt 18-6-23.

Prays for a re-consideration of order of Court conveyed in SR-8 permitting the Sirigere old matt to use 2 chauvaras in conformity with long-standing manual and previous order of Court.

There are no fresh grounds for a re-consideration of the order already passed in the matter. Office note rejecting is submitted for approval.

St Ag 24-6-23 [illegible] 26/6/23

Recommended 30/6/23 [illegible]

Submitted to the Secretary

Sd. 2/7/23

3/7/23

I see no ground to reconsider the order passed already in this case rejecting the appeal of the Devaswom

The Devaswom deserves the appeal

appr

Issue 4/7/23 4/7/23

NOTE—Contn sheet.

G R.S. III-2]

General and Revenue Secretariat. | File No. 17 of 19 22

Serial No 11

No. 26 4.2/7/23 to Govt Peshawar

State that there are no grounds to re-consider the case already discussed

Before The Government of His Highness The

Maharaja of Mysore, Bangalore.

Muzrai Appeal No. of 21-22.

Mahadevayya, Gaddada Devara Mutt, residing in Holalkere, Chitaldrug District. } Appellant.

-vs-

Mahadevayya, Papathegar, Sirigiri Old Mutt, Sirigiri in Barmasagar Hobli, Chitaldrug Taluk. } Respondent.

The appellant abovenamed begs to prefer this appeal against the order of the Deputy Commissioner, Chitaldrug District dated 10th May 22 which has been served on the appellant on 24-5-22, on the following among other grounds:-

I. That the learned Deputy Commissioner's order is opposed to the Government Proceedings No. 101-10-Muz.68-08-2 dated 29-10-1908.

II. That the learned Deputy Commissioner ought not to have construed the word "Chamara" as standing for plural "Chamaras" but if he had felt any doubt as to the meaning of the word used in the said order, he ought to have referred the matter to Government.

III That the learned Deputy Commissioner has not properly appreciated the evidence.

IV. That the order of the learned Deputy Commissioner is opposed to the order passed by his predecessor in office on 7-4-21 wherein it is distinctly laid down that the respondent should use only one - Chamara.

V. That the learned Deputy Commissioner had no jurisdiction to revise an order passed by his predecessor in office, inasmuch as the respondent did not choose to prefer an appeal to Government against that order.

VI. That the learned Deputy Commissioner - erred in not giving the appellant an opportunity to represent his case before passing the order in question.

VII. That Ubhaya Chamaras (Two Chamaras) constitute a Special Honour which cannot be used by any person without the same being granted by Government by means - of a Sannad, and the learned Deputy Commissioner ought not to have granted the privilege to the respondent.

VIII That the order of the Deputy Commissioner is not only illegal but also opposed to Mamool.

Hence the appellant prays that the Government be pleased to set aside the order of the learned Deputy Commissioner, and he further prays that an ad interim order may kindly issue prohibiting the respondent from using more than one Chamara, pending disposal of this appeal.

Bangalore.
21st June, 1922.

ಮಂಡಿಕೆ ಶೈಲ್ಯ ಸಂಪತ್ತಿಕರಂ ಮುರ

for the appellant.

SUBJECT.....

Diary No. of letter replied to 5146

Section
File No. 17-22
Serial No 2

General and Revenue Secretariat
( )
, the 191 .

No 58
Questions

Date of issue 10-7-22

Signed by M.V.T.S.G.-Fyzee

To The Dy. Comr, Chidalbrug Dist.

Sir,

Adverting to G.O. No. 101-10 Jud. 68-08-2 Dy 29-10-08 authorizing the use of Chamars and certain other specified by Sirigere old mutt in the Chidalbrug Taluk, I am directed to forward herewith [illegible]

[illegible]

over.

Mahadevaiah of Gaddada
Devaru matt appealing
against your order directing
the use of "Ubhaya" Chamara
by the said Hiriya Matt,
and to request that ~~the~~ the
order aforesaid against
which an appeal is pending
[illegible]
[illegible]
[illegible]

List of enclosures.

Copied by

Examined by

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ಆಣ್ಣ EIGHT ANNAS ಆಣ್ಣ

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REV. SECR

17-11-2

Read by Regd post

7.11.22

To
The Municipal
Secretary,
Bowringpet.

Rees

7.11.22.

2823-208.

8-11-22

Muz 4]

SUBJECT.....

Diary No. of letter replied to 11-1

Section Muz

File No.

Serial No. 4

Muzrai Secretariat

( )

, the 192 .

No. 1708.

Date of issue 13 11 22

Signed by [illegible]

To The Muzrai Comr

Sir,

In contn of this office letter no. 58/Muz. 14-22 dd 10th July 1922 addressed to the Dy. Comr, Chitaldrug Dist, calling for a report on the appeal petition of [illegible] Adhyaru Math [illegible] the use of Inblapa chan... by [illegible]

over.

I am directed to forward herewith petition dated the 1936 from the Agent of Seigneur de Mathe praying that for reasons stated, the Dep. Comm. order appealed from, authorizing the issue of 2 charters by the Mathe, may be confirmed, and to request that the date of the report this may be expedited.

I have &c

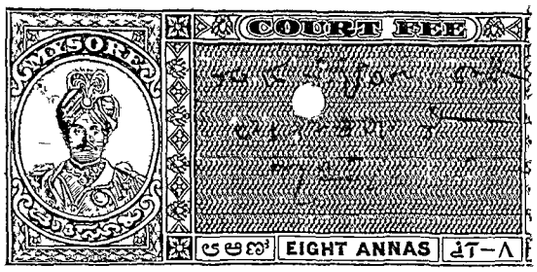
Dep. Secretary

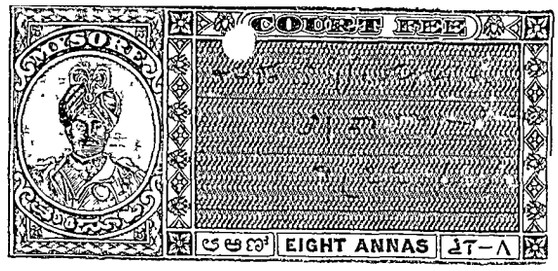
List of enclosures

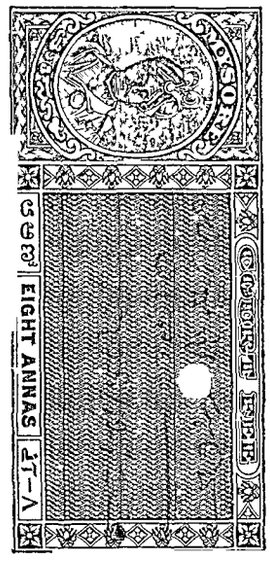
Copied by

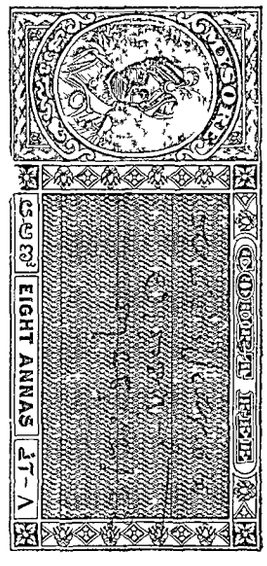
Examined by

WD 0563– GPB—2 500—27 7 22









Before the Government of His Highness the Maharaja of Mysore. Bangalore

petitioner :— Mahadevaiah. Gaddadevara matta, Holalkere in Chitaldrug District — begs permission of the Honourable Government to bring the following to their kind notice and justice :—

1. The petitioner as a Respondent has filed an appeal in the Government against the 2nd order of the Deputy Commissioner, Chitaldrug District in the matter of Chamaras given to Sirigere Mutt in Chitaldrug District on 21st June 1922, which is still pending in the Government.

2. In para 8 of their proceedings No: 101-10 Misc 68-08-2 dated Bangalore 29th October 1908 the Honourable Government have clearly pointed out the petitioner by law an authority of the said Sirigere

old tenant got the right of using certain insignias in the province.

3. The said Sirigne Old Tenant knowing that he has been deprived of his rights of using the given insignias pending decision of the Government by this Office No: 58 Misc 17-22-2 dated 10.7.1922 has wantonly applied and got a license sanctioned on the strength of an old license of 1907 of the District which was useless after the said Government proceedings of 1908 in the matter, to parade with the insignias in Shimoga District and thereby trying to take a fresh manoeuvre unauthorizedly again.

4 The petitioner learning this has applied on 2 11 1922 to the District Magistrate and Deputy Commissioner, Shimoga District praying to cancel the license and to take such steps against the act of the said Sirigne Old Tenant for cheating the District Magistrate, hiding wantonly all the Government orders which were served on him and are applicable to the whole province in the matter (The petitioner Copy is enclosed for favour of kind perusal)

5. The petitioner begs permission to bring to the notice of the Honourable Government that the District Magistrate neglecting the petitioner's prayer in the letter

Rs result in his un-
authorized way of misuse of using of
insignias and thereby showed injustice
to the petitioners.

Therefore the petitioners prays
the Honourable Government for the
justice in the realm. —

Hyderabad
Dt 25.12.1922

పంచదేవ్ భండారి కర్ణాటక-మంత్ర
Petitioner

SUBJECT.....

.....

.....

*Diary No. of letter replied to*_____

Section Mis
File No. 17-22
Ser.. No. 15

General and Revenue Secretariat
( )
the *191* .

No. 2129
two

Date of issue 25.1.23

Signed by M.T.F.J. Bijar

The nuzrai Comr

Sir,

In contn of this offs
letter no. 1908 nuz. 14 192
dy 13-11-1922 calling for a
report on the petition of
Inhabitants of Gaitonda
Tenants mati objecting to
the use of Wharja channel
by Sewgore oil mill,
I have
herewith

over.

Comm
17/1

regd. no. 1398 from the said individual on the same subject, and to request that the report already called for, may ~~kindly~~ be sent to ~~me~~ this office at an early date.

Yours etc.

Asst. Secretary.

16/4/23

List of enclosures.

Copied l

Examined by

C 6558 nrs
re enufile

37703

Office of the Muzrai Commissioner in Mysore,

Dated, Bangalore, the 19th April 1923.

D 2002

SECRETARIAT
APR 1923
MUZRAI

From

K. Chandy, Esquire, B.A.,

Muzrai Commissioner in Mysore,

Bangalore.

21 APR 1923

17-22-7

To

T.E. Jayarama Aiyar, Esq., B.A., B.L.,

Secretary to the Government of His Highness

the Maharaja of Mysore, Revenue Department,

Bangalore.

Sir,

With reference to your letter No.2129/Muz.17-22-5 dated the 25th January 1923 calling for a report on the petition of Manadeviah of Gaddadadevara Matt objecting to the use of Ubhaya Chamara by Sirigere old Matt, I have the honor to forward herewith copy of Chitaldrug District Deputy Commissioner's letter No.S.C.20/Rev.22-23 of the 13th instant reporting on the circumstances of the case. The records received therewith are enclosed.

I have the honor to be,

Sir,

Your most obedient servant,

K. Chandy

Muzrai Commissioner.

Letter No.S.C.20/Rev.22-23 dated 13th April 1923 from the Deputy Commissioner, Chitaldrug District, to the Muzrai Commissioner.

"Adverting to Revenue Secretary's letter No.58/M.F.17-22 dated 10th July 1922 calling for a report on the appeal petition of Mahadeviah of Gaddada Devaru Matt objecting to the use of Uthaya chamara by Sirigere old Matt, I have the honor to state that the Government Order No.101-10/Muz.68-08-2 dated 29th October 1908 permits the Seregere old Matt to use insignia noted in the *margin.

1. Palki,
2. Mena,
3. Kempu Chatri,
4. Khale,
5. Chamara,
6. Aftagiri,
7. Gaggar Kattige,
8. Ettinamele Nagari.

A dispute having arisen as to whether the Chamara to be used by the Matt is to be single or uthaya, it was ordered on 7-4-21 by Deputy Commissioner Mr.C. Venkata Rao that the number of insignia to be used being single as per Government Order, license cannot be granted to Swami of Serigere Matt for using double or uthaya Chamaras, unless he produced evidence to show that he was entitled to the same and also obtained previous permission to do so.

On the application of the Parupathigar of the Matt through his Advocate Mr. B. Venkatasnamanna the order of Mr.C. Venkata Rao was reconsidered by Syed Taj Peeran and a modified memo No.S.C.41 dated 10th May 1922 was issued permitting the use of Uthaya chamara, as "Chamara" referred to in Government Order has to be construed as standing for plural and as it has been always the practice to use two chamaras in procession.

On appeal to Government, this ~~was~~ order was directed to be held in abeyance pending final orders on the subject as per Revenue Secretary's letter quoted above.

This matter has been further enquired into by the Sub Division Officer, Davangere, in which no new evidence was elicited. The vernacular correspondence ending with his No.S.C.41 of 22-23 dated 7-2-1923 is enclosed herewith for reference".

Copy.

19.4.23

for Muzrai Commissioner.

D.N.

SUBJECT.... .....

.....

.....

Diary No of letter replied to.....

Muzrai Secretariat

( )

the 192 .

Date of issue .. ..25.5.23.....

Signed by. Ms. D.C. Subbaraya/ppa

1- Palaki 7 Gabbanakanige
2- Mena. 8- Yettinamede
3- Kempu chatri. Nayani
4- Kahale
5- Chamara
6- Abbagini

May this be printed ?

i Printed ?

ii treated as a standing order ?

iii published in the Gazette English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

SECTION Mur

FILE No. 17-22

SERIAL No. 8

Proceedings of the Government of His Highness the Maharaja of Mysore

Read—

Govt Order no. 101-101 Mrg. 68-08-2 Dy 29-10-1908 allowing the Sirigere Old Matt in the Chitaldrug Taluk the use of the marginally noted insignia.

Petition no. 5146 Dy 21-6-1922 from Mahadeviah of Gaddada Doddamane Matt at Holalkere appealing against

Order Thereon No.

By comm. order permitting
the transf of the said mat
to parade 2 chamaras
.....
Letter no. 655 Dy
20th April 1923 from
the Imperial Censr in
my case reporting on
the subject.

Read—

order thereon - W.G. 2887 Issue Slipped p.
Mar 17-22-8 Surplice
825

The Govt order Dy 29-10-1908
laid down, enumerates the
insignia which the
Chiefs of Mats is authorized
to use the complaint
of Mahadevia of
Jaddada Devan mats is

List of enclosures.

Order Thereon No.

and of these, No 5 happens to be Chamara.

Opened by

Examined by

66—2000—GPB—29.7.22

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

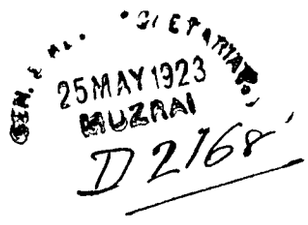
~~That~~ the word "chamara" used in the above order applies to ~~which the Matt is permitted~~ a single chamara and not to ~~is not Should be Considered~~ two chamaras which the ~~as a single case i.e. that~~ ~~the~~ Swami of the Matt ~~Ought to use only one~~ normally chamara ~~while he~~ parades ~~a chamara~~ in his procession. The Dy. Comr has decided after an enquiry ~~by the Contending parties~~, that ~~the word~~ "chamara" ~~(Singular)~~ ~~is~~ used in the S.O, ~~the~~ ~~term~~ is to be construed as Standing for plural ~~that~~ as it has always been ~~customary~~ ~~for the~~ the practice ~~Swami of the old Matt~~ to use 2 chamaras (in processions. He has ~~and that~~ accordingly permitted the Swamy to ~~he~~ may parade 2 chamaras during his procession.

Against the foregoing order Mahadeviah of Caddu Hosahalli has

appealed to Govt
(2) Govt do not see any
grounds to interfere with
the Dy. Comrs order appealed
against. The appeal
is accordingly rejected.

Dy Secy to Govt
Dy Rev-Secretary

Do 8/11/13



BEFORE THE GOVERNMENT OF H.H.THE MAHARAJA OF MYSORE, AT BANGALORE.

Muzrai Appeal No. of 1921-1922

Mahadevaiya, Guddada Devara Mutt, residing in Holalkere, Chitaldrug District. .... Appellant.

--VS--

Mahadevaiya, Parpathegar, Sirigiri Old Mutt, Sirigiri in Baramsagar Hobli, (Chitaldrug Dt). .... Respondent.

The appellant abovenamed begs to state as follows:-

1. The appellant filed the above appeal on 21-6-1922.

2. The point in dispute is a question of communal importance in which a very large number of persons of the community in Holalkere Town - are interested. The decision of the learned Deputy Commissioner is opposed to long-standing - mamul and usage, as well as the Government Order on the subject. When license was granted to the - Swami of the Sirigiri Old Mutt in 1908 the use of only one "Chamara" was allowed. Again in the - order dated 7-4-1921 passed by the present Deputy Commissioner's predecessor in office it was dis-

-tinctly

distinctly laid down that the Swamy should use only one Chamara, till he established a larger right.

3. There are very many points to be urged in the case which could not be mentioned in the appeal memo as they are in the nature of arguments with reference to previous records. With a view to settle this communal dispute which is agitating the minds of the townspeople of Holalkere for a long time and satisfy the religious susceptibilities of the large number of persons interested in the matter on both sides for a long time, the appellant prays that the appeal may be posted for hearing and disposed of after hearing the appellant's Counsel.

BANGALORE
25
~~18~~-5-1923.

B. Vasudevamurthy
ADVOCATE for appellant.

In the Court of the

Before the Government of Mysore
Bangalore.

Mysore appl- CASE NO. OF 1921—1922

Appellant, ~~Plaintiff~~. *Respondent, ~~Defendant~~.*

Mahadevaiya VS Mahadevaiya -

1. ...I.....the.....appellant.....above named do by these presents retain MESSRS. B. VASUDEVAMURTHI, B.A., LL.B., and C. NAGAPPA, B.A., LL.B., *Advocates*, to appear in and conduct the above case on ....my..behalf to judgment.

2. ..I.....further empower them to execute any decree or order that may be passed in...my....behalf and to receive from Court all documents, refunds and such sums of money as ..I....may be entitled to get and grant receipts therefor.

3. ....I.....also undertake to confirm and ratify all the legal acts done by them in so doing.

BANGALORE
.....25/8/.....192 3.

ವಜಕಂಚಿಕೈವಳ್ಳಿ · ಕಡ್ಡಿದೇವರ · ಮಂದ · ಹೊಂಬಳಿ

Signed before me and personally known to me. ಶ್ರೀನಿವಾಸಯ್ಯ

Accepted.

B. Vasudevamurthy

Advocates for appellant

Advocate.

The Phœnix Printing House Bangalore City

Muz 4]

SUBJECT..... ....
.. ..
... .

Diary No. of letter replied to _____

Section Muz
File No 07-22
Serial No. 9

Muzrai Secretariat
( )
, *the* *192*

No. 2952

Date of issue 5.6.23 To

Signed by M.S.C Subbanayakka

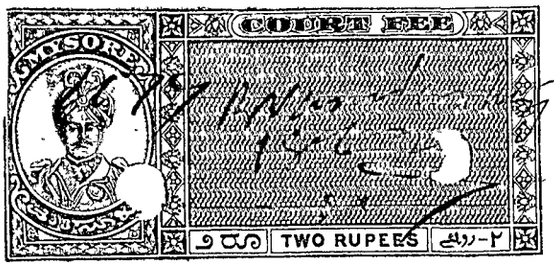
No.	Dt.
5176 —	21.6.192
1398 —	25.12.192
2168 —	25.5.192

List of enclosures.

Copied by

Examined by

WD 056J—G1B—2,500—27-7-22



GEN. & JUDL. DEPTS.
18 JUN 1923
MUZRAI
D2285

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BEFORE THE GOVERNMENT OF H.H.THE MAHARAJA OF MYSORE.

Muzrai Review Petn. No. of 22-23.
Muzrai Appeal No. of 21-22.

Mahadevayya, Guddadadevara Mutt, residing in Holalkere, Chitaldrug District.	Petitioner.
--VS--	
Mahadevaiya, Parpathegar, - Sirigiri Old Mutt, Sirigiri, Baramsagar Hobli, (Chitaldrug Dist).	Opponent.

The petitioner prays that the Government may be pleased to review their order in the above appeal No. dated in the following grounds:-

1. The petitioner had filed an application praying that they may be heard by Counsel before the appeal was decided as there were many grounds which could not be mentioned in the appeal memo being in the nature of arguments with reference to previous records.

2. The matter in dispute is a communal one and has been agitating the minds of the two people of Holalkere & the whole Lingayet community for a long time

3. A large number of persons many of whom are influential and highly respectable citizens are interested in the matter in dispute.

4. The decision of the learned Deputy Commissioner is opposed to long-standing - mamool and usage as well as the Government - Order on the subject (Proceedings No.101-10, Muz.68-08-2 dated 21-10-1908; and when license was granted to the Swami of Sirigiri old Mutt in 1908 the use of only one "Chamara" was allowed. Again in the order dated 7-4-1921 by the present Deputy Commissioner's predecessor-in-office it was distinctly laid down that the Swamy should use only one ~~chance~~ chamara till he <u>established a larger right</u>.

5. The order of the Deputy Commissioner was <u>ultra vires</u> inasmuch as, it is submitted, - he could not revise an order passed by his predecessor-in-office and against which no appeal had been preferred to Government by the opponent. The learned Deputy Commissioner erred in not - giving the appellant an opportunity to represent his case before passing the order in question.

6. The Jbhaya Chamara constitutes a special honor which cannot be used by any person - without the same being granted by Government by means of a sannad, and the learned Deputy Commissioner ought not to have granted the privilege to the respondent.

The petitioner humbly prays that they may be heard before final orders are passed.

BANGALORE
18-6-1923.

ಪಂಡಿತಾರಾಧ್ಯ ಶಾಸ್ತ್ರಿಗಳು

<u>Petitioner</u>.

B. Vasudeva murthy
Advocate for petr

In the Court of the Government of the Mysore Maharaja of Mysore

Renew CASE NO. OF 1922—1923

Appellant, Plaintiff. *Respondent, Defendant.*

mahadevayya

mahadevayya VS

1. I .....the... Petr ....above named do by these presents retain MESSRS. B. VASUDEVAMURTHI, B.A., LL.B., and C. NAGAPPA, B.A., LL.B., *Advocates*, to appear in and conduct the above case on my.... .behalf to judgment.

2. . I.. ..further empower them to execute any decree or order that may be passed in .my...behalf and to receive from Court all documents, refunds and such sums of money as ..I....may be entitled to get and grant receipts therefor.

3. .....I... .also undertake to confirm and ratify all the legal acts done by them in so doing.

BANGALORE
18. 6. .1923.

ತುಂಬ ಕೆಲ್ಸಂಬ್ಳಿ · ಕಡ್ಡಿಕೆರ · ಸಾಕ್

Signed before me and personally known to me.

Accepted.

B Vasudeva murthy

Advocates for Petr

Advocate.

The Phœnix Printing House Bangalore City

Muz 4]

SUBJECT ....

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... .

Diary No. of letter replied to _____

Section Mur

File No. Mur

Serial No. 1

Muzrai Secretariat

( )

, *the* *192* .

No. 26

To

Date of issue 9.7.23

Signed by Ins. Dc. Subbarayappa